



Florida Department of
Law Enforcement

Richard L. Swearingen
Commissioner

Office of General Counsel
Post Office Box 1489
Tallahassee, Florida 32302-1489
(850) 410-7676
www.fdle.state.fl.us

Rick Scott, Governor
Pam Bondi, Attorney General
Jimmy Patronis, Chief Financial Officer
Adam Putnam, Commissioner of Agriculture

GOOD-FAITH DEPOSIT INVOICE*

December 26, 2018

J Adler

58861-32011641@requests.muckrock.com

This was formerly PRR-2018-2384 which was originally invoice October 26, 2018 and then closed for non-payment on November 26, 2018.

Deposit Invoice Total: **\$59.42**

Records: **Public records on file with FDLE for threat assessments, field reports, intelligence updates, bulletins, or any other documentation focusing on Occupy ICE Tampa; Occupy ICE; Abolish ICE; and/or Shut Down ICE.**

Payment Due Date: **January 26, 2019**

Remit Payment To: Florida Department of Law Enforcement
Office of General Counsel
Attn: **PRR-2018-3878**
P. O. Box 1489
Tallahassee, FL 32302-1489

Labor Costs Already Expended Processing Request			
Salary Rate	Position Title	Hours Expended	Labor Total
\$19.26	OGC GOC II	0.25	\$4.82
\$27.99	TROC SMAS	0.25	Waived
\$24.54	OGC OMCM	0.25	Waived
TOTAL BALANCE DUE FOR COSTS ALREADY INCURRED			\$4.82
Estimated Labor Costs for Request			
Salary Rate	Position Title	Est. Hours	Est. Labor Total
\$24.54	OGC OMCM	1.50	\$36.81
\$35.58	OGC AGC	0.50	\$17.79
TOTAL GOOD-FAITH DEPOSIT DUE			\$59.42

***Additional good-faith deposit invoices may be forthcoming once the balance of the initial good-faith deposit payment balance is expended.** Costs are assessed pursuant to Section 119.07, Florida Statutes. Results may be negative and refunds will not be issued for resources expended processing the public records request. Non-payment of the invoice may result in future public records requests flagged for an outstanding balance past due.



Florida Department of
Law Enforcement

Richard L. Swearingen
Commissioner



1967-2017

GOOD-FAITH DEPOSIT INVOICE*

October 26, 2018

J Adler

58861-32011641@requests.muckrock.com

Deposit Invoice Total: **\$59.42**

Records: **Public records on file with FDLE for threat assessments, field reports, intelligence updates, bulletins, or any other documentation focusing on Occupy ICE Tampa; Occupy ICE; Abolish ICE; and/or Shut Down ICE**

Payment Due Date: **November 26, 2018**

Remit Payment To: Florida Department of Law Enforcement
Office of General Counsel
Attn: **PRR-2018-2384**
P. O. Box 1489
Tallahassee, FL 32302-1489

Labor Costs Already Expended Processing Request			
Salary Rate	Position Title	Hours Expended	Labor Total
\$19.26	OGC GOC II	0.25	\$4.82
\$27.99	TROC SMAS	0.25	Waived
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Office of General Counsel
Post Office Box 1489, Tallahassee, Florida 32302-1489
(850) 410-7676
www.fdle.state.fl.us

Service • Integrity • Respect • Quality

FDLE's Guide to Public Records Requests

How may I make a public records request?

Requests may be made by contacting FDLE's records custodian in the Office of General Counsel by phone at **850-410-7676**, email at publicrecords@fdle.state.fl.us, facsimile at **850-410-7699**, contacting any of the FDLE offices and submitting the public records request in person, or in writing to:

Florida Department of Law Enforcement
Attn: Office of General Counsel Public Records
P.O. Box 1489
Tallahassee, FL 32302-1489

Must my request be in writing?

No. Public records requests do not have to be made in writing unless specifically required by statute. However, FDLE receives many public records requests and to help us better identify your responsive records, we ask you to voluntarily make your request in writing. This provides an accurate description of the public records requested and helps us provide you with a pertinent and accurate response. Providing the request in writing tells us precisely what records you are seeking. It is good practice to be as specific and precise as you can when making a public records request.

Will I receive acknowledgment of my public records request?

Yes. FDLE promptly acknowledges each received public records request. If you make a request and do not receive an acknowledgement within a short time, please contact FDLE at 850-410-7676, or publicrecords@fdle.state.fl.us, to verify that we did in fact receive your public records request.

Does FDLE have to respond to a broadly-stated request?

FDLE is obligated by law to respond to your request. However, if your request is broad and results in a large volume of responsive records, you may be invoiced and assessed costs according to Florida Statutes Chapter 119 (see below for cost information). Sometimes a request is too broad for FDLE to identify particular records responsive to your request. In such instances, a representative of FDLE may discuss your request with you to see if it can be clarified or revised to be more specific.

Are there duplication and materials costs to obtain records?

There are potential costs to public records requests. FDLE does not waive costs for indigent requesters. Pursuant to section 119.07(4), Florida Statutes, FDLE may impose the following fees:

- Duplicated copies – 15 cents each page per one-sided copy
- All other copies – Actual cost of duplication of the record (cost of materials used to duplicate the record, not including labor cost or overhead cost associated with such duplication)
- Certification of copied records - \$1.00 per certified record

Can additional costs be assessed regarding a public records request?

Yes. FDLE will assess a statutory "extensive use" charge for any request requiring more than thirty (30) minutes of clerical, supervisory, or information technology resources. FDLE

voluntarily waives the first 30 minutes of resources required to fulfill your request. Pursuant to section 119.07(4)(d), Florida Statutes, if the nature or volume of public records requested to be inspected or copied requires extensive use of information technology resources or extensive clerical or supervisory assistance by FDLE and/or agency vendors/contractors, or both, a special service charge will be incurred. The special service charge is in addition to the actual cost of duplication.

When possible, good-faith deposit invoices will be provided prior to significant extensive use costs being incurred to fulfill public records requests. However, depending on the nature, volume, and specificity of the request, labor costs may be incurred prior to the issuance of a good-faith invoice, and these costs cannot be waived.

Will a good-faith deposit invoice for requests requiring extensive use of agency resources always be provided before a special service fee cost is incurred?

At FDLE, we make our best effort to provide a good-faith deposit invoice prior to labor costs being assessed for requests. However, we cannot guarantee that a good-faith deposit invoice can be provided for every request prior to costs being incurred. Public records requests and the amount of resources the agency puts forth to respond, vary greatly. Good-faith deposit invoices for estimated costs to fulfill public records requests are provided as soon as possible once the research for the request is conducted. Research and/or retrieval of records may exceed thirty (30) minutes before a good-faith deposit invoice amount can be projected. Costs for the agency resources expended to fulfill the request will be charged whether or not a good-faith deposit invoice is provided prior to costs being incurred.

The results for some requests requiring extensive clerical or supervisory labor may be negative and FDLE may not have records responsive to the public records request. Good-faith deposits will not be returned for labor expended researching requests even if the results are negative.

Because FDLE is a state agency, credit cannot be extended. If you have previously received public records or an invoice for labor time already expended on your request, and you have not paid the costs associated with that response, FDLE will not provide records for subsequent requests until such time as the due amounts have been paid.

How can costs be reduced?

In general, narrowing, focusing and making your public records request as specific as possible may reduce the “extensive use” costs. Labor costs can be reduced significantly if requests include keywords instead of open-ended terms such as “any and all records.” Similarly, narrowing a request to certain individuals, a specific event, or a particular date range can greatly reduce the use of extensive labor.

Is a criminal history available at no cost?

No. As established by Florida Statute 943.053(3)(e), the cost of obtaining a Florida Criminal History report is currently \$24.00 per name submitted. Information about Florida Criminal History requests is on our website, www.fdle.state.fl.us. Please call our Division of Criminal Justice Information Services at (850) 410-8109 for additional information and assistance.

Does FDLE have to create a record if I request it?

No. Florida’s public records law does not obligate agencies to create records. It requires agencies to make available to the public copies of the records it already has.

Does FDLE have to answer questions I have about what is stated in records?

No. Florida's public records law obligates agencies to provide copies of public records. It does not require agencies to "explain" records or answer questions based in the records' content. Agencies are free to decide whether to answer questions about particular records or not.

What records are exempt?

Various types of records are considered exempt and/or confidential and therefore, not available through a public records request. Specific statutory exemptions are contained throughout Florida Statutes. Specifically, Florida Statutes Section 119.071 defines which records are exempt from inspection or copying and contains some commonly cited exemptions which include active criminal intelligence information, active criminal investigative information, and security system plans. To view these exemptions, please visit www.leg.state.fl.us/statutes.

How long will my request take?

All public records requests are promptly docketed and a confirmation of the request is sent to the requestor. Once the responsive records have been retrieved, the records must be manually reviewed, and redaction may be required to prevent confidential or exempt information from being disclosed. Each request is unique and requires time to research and review. The nature and volume of the responsive records may increase the time it takes to fulfill requests.

Can I impose a response deadline upon my request?

No. Agencies are obligated to respond to public records requests within a reasonable time. Each request and the time required to respond to each request, varies greatly. Your request will be handled as promptly as possible.

Will my request be closed if I don't pay the invoice amount or return a response for clarification pertaining to my public records request?

Yes. Public records requests will be closed if the requesting party fails to pay the final or good-faith deposit invoice, or fails to respond to clarification inquiries pertaining to a public records request for thirty (30) days following the issuance of the invoice or clarification inquiry. If you have previously received a final invoice or a good-faith deposit invoice for labor and/or duplication costs incurred for your request and you have not paid the costs associated with that request, FDLE will not provide records for subsequent requests until such time as the due amounts have been paid. After payment is received, the outstanding request will be resubmitted and processed as a new request. If a response to an inquiry for clarification is made after 30 days from the inquiry, the request will be resubmitted and processed as new request.

Who is the records custodian to contact if I have questions?

Kate Holmes, Assistant General Counsel, is FDLE's "Public Records" records custodian.

Kate Holmes, Assistant General Counsel
Florida Department of Law Enforcement
Office of General Counsel
P.O. Box 1489
Tallahassee, FL 32302-1489
Email: KateHolmes@fdle.state.fl.us
Phone: 850-410-7676

From: [Public Records](#)
To: ["58861-32011641@requests.muckrock.com"](mailto:58861-32011641@requests.muckrock.com)
Subject: Deposit Invoice, \$59.42 PRR-2018-2384 for Florida Sunshine Law Request: FOIA - Florida Fusion Center - Abolish ICE
Date: Friday, October 26, 2018 1:25:47 PM
Attachments: [20181026 PRR-2018-2384 Good-faith Deposit Invoice.pdf](#)
[image001.jpg](#)

Dear Mr. Adler:

RE: Public Records Request Response, FDLE Docket No. PRR-2018-2384

Deposit Invoice, \$59.42

Please regard this as a good-faith deposit invoice for \$59.42 for your public records request based on the information you provided in your public records request. A response to your request will require extensive use of information technology resources, extensive clerical and extensive supervisory assistance. A conservative labor estimate required to process this request is at least 2.75 hours. Costs are assessed pursuant to ss. 119.07(4)(a) and 119.07(4)(d), Florida Statutes (<http://www.leg.state.fl.us/Statutes>). An itemized deposit estimate is attached.

Please be advised that the results may be negative, and the Department may not have records responsive to your request. Your deposit will not be returned for labor expended researching your request even if the results are negative.

After our office receives your good-faith deposit payment your public records request will return to the queue of records requests for processing. You may receive additional deposit invoices once the balance of the original deposit payment has been expended.

Please remit a check or money order, in the amount of \$59.42 with our docket number PRR-2018-2384, to:

Florida Department of Law Enforcement
Office of the General Counsel
Attn: Public Records Request PRR-2018-2384
P.O. Box 1489
Tallahassee, FL 32302

Your request will be closed November 26, 2018 if we do not receive the balance due. If payment is not received the request will be closed. If you have questions concerning your request, please contact us at (850) 410-7676 or publicrecords@fdle.state.fl.us.

Sincerely,

Office of General Counsel
Florida Department of Law Enforcement
Post Office Box 1489
Tallahassee, FL 32302-1489
(850) 410-7676
PublicRecords@fdle.state.fl.us

CONFIDENTIALITY NOTICE - The information contained in this e-mail transmission from the Florida Department of Law Enforcement is **PRIVILEGED** and **CONFIDENTIAL**. It is intended for the sole use of the person (s) or entity named. If you are not the intended recipient of this transmission, the dissemination, distribution, copying, or other use of this information may constitute a violation of §119, F. S. and is strictly prohibited. If you have received this email in error, please contact the sender immediately.

From: 58861-32011641@requests.muckrock.com [mailto:58861-32011641@requests.muckrock.com]

Sent: Tuesday, July 31, 2018 9:39 PM

To: Florida Fusion Center

Subject: Florida Sunshine Law Request: FOIA - Florida Fusion Center - Abolish ICE

Florida Fusion Center

SL Office
P.O. Box 1489
Tallahassee, FL 32302

July 31, 2018

To Whom It May Concern:

Pursuant to the Florida Sunshine Law, I hereby request the following records:

All threat assessments, field reports, intelligence updates, bulletins, or any other documentation focusing on the following groups and/or campaigns:

- Occupy ICE Tampa - #OccupyICETPA
- Occupy ICE - #OccupyICE
- Abolish ICE - #abolishICE
- Shut Down ICE - #ShutDownICE

Here is a description of the local groups/campaigns:

"About ten people set up camp Thursday evening outside the Immigration and Customs Enforcement office near the Tampa International Airport; they're upset about how ICE has detained migrants crossing the US border and has separated children from their parents.

WMNF News interviewed Syd Eastman. She is with the Sex Worker Solidarity Network, one of the groups helping to organize Occupy ICE Tampa.

"We're here at the Cypress [Street] Department of Homeland Security office. It's 5524 West Cypress [Street]. We're here because we're absolutely outraged and disgusted at the way ICE is treating families here in the United States.

"We believe that this institution is the new Gestapo and needs to be abolished."

There have been no arrests so far at the Occupy ICE Tampa encampment, but the occupiers have been visited by Tampa Police."

[source: <https://www.wmnf.org/occupy-ice-tampa-sets-up-encampment/>]

The requested documents will be made available to the general public, and this request is not being made for commercial purposes.

In the event that there are fees, I would be grateful if you would inform me of the total charges in advance of fulfilling my request. I would prefer the request filled electronically, by e-mail attachment if available or CD-ROM if not.

Thank you in advance for your anticipated cooperation in this matter. I look forward to receiving your response to this request within 10 business days.

Sincerely,

J Ader

Filed via MuckRock.com

E-mail (Preferred): 58861-32011641@requests.muckrock.com

Upload documents directly: https://www.muckrock.com/accounts/agency_login/florida-fusion-center-9970/foia-florida-fusion-center-abolish-ice-58861/?uuid-login=d954a1ba-a31d-47bc-894b-00d8ea19bd5b&email=floridafusioncenter%40fdle.state.fl.us#agency-reply

Is this email coming to the wrong contact? Something else wrong? Use the above link to let us know.

For mailed responses, please address (see note):

MuckRock News

DEPT MR 58861

411A Highland Ave

Somerville, MA 02144-2516

PLEASE NOTE: This request is not filed by a MuckRock staff member, but is being sent through MuckRock by the above in order to better track, share, and manage public records requests. Also note that improperly addressed (i.e., with the requester's name rather than "MuckRock News" and the department number) requests might be returned as undeliverable.

